

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WISCONSIN

DAVID B. MERRITT, M.D.,

Plaintiff,

Civ No. 10-cv-840

v.

BLACK RIVER MEMORIAL HOSPITAL,
INC.,

Defendant.

MOTION FOR SUMMARY JUDGMENT

COMES NOW Plaintiff David B. Merritt, M.D., by and through his attorneys and hereby moves for summary judgment adjudication of his 38 U.S.C. § 4316 and § 4311 claims, pursuant to Rule 56 of the Federal Rules of Civil Procedure.

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Plaintiff David B. Merritt, M.D.'s Motion is based on the Memorandum of Authorities in support thereof, the Declaration of Dr. Merritt, and the proposed Statement of Facts.

DATED this 31st day of October, 2011.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 31, 2011, the foregoing **MOTION FOR SUMMARY JUDGMENT** has been electronically filed with the Clerk of Court's office using the CM/ECF system, which will send notice to all counsel of record via electronic means, as set forth below.

/s/George C. Aucoin
GEORGE C. AUCOIN

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